

AMENDMENTS

2008—Pub. L. 110-280 amended section generally. Prior to amendment, section read as follows: “Nothing in this chapter shall be construed as limiting, diminishing, or otherwise restricting any of the authority of the Secretary under the Port and Tanker Safety Act of 1978.”

§ 1912. International law

Any action taken under this chapter shall be taken in accordance with international law.

(Pub. L. 96-478, §17, as added Pub. L. 100-220, title II, §2108, Dec. 29, 1987, 101 Stat. 1464.)

§ 1913. Compliance reports**(a) In general**

Within 1 year after the effective date of this section, and triennially thereafter, the Secretary of the department in which the Coast Guard is operating, in consultation with the Secretary of Agriculture and the Secretary of Commerce, shall report to the Congress regarding compliance with Annex V to the International Convention for the Prevention of Pollution from Ships, 1973, in United States waters and, not later than 1 year after October 19, 1996, and annually thereafter, shall publish in the Federal Register a list of the enforcement actions taken against any domestic or foreign ship (including any commercial or recreational ship) pursuant to the Act to Prevent Pollution from Ships (33 U.S.C. 1901 et seq.).

(b) Report on inability to comply

Within 3 years after the effective date of this section, the head of each Federal agency that operates or contracts for the operation of any ship referred to in section 3(b)(1)(A) of the Act to Prevent Pollution from Ships [33 U.S.C. 1902(b)(1)(A)] that may not be able to comply with the requirements of that section shall report to the Congress describing—

- (1) the technical and operational impediments to achieving that compliance;
- (2) an alternative schedule for achieving that compliance as rapidly as is technologically feasible;
- (3) the ships operated or contracted for operation by the agency for which full compliance with section 3(b)(2)(A) [33 U.S.C. 1902(b)(2)(A)] is not technologically feasible; and
- (4) any other information which the agency head considers relevant and appropriate.

(c) Congressional action

Upon receipt of the compliance report under subsection (b) of this section, the Congress shall modify the applicability of Annex V to ships referred to in section 3(b)(1)(A) of the Act to Prevent Pollution from Ships [33 U.S.C. 1902(b)(1)(A)], as may be appropriate with respect to the requirements of Annex V to the Convention.

(Pub. L. 100-220, title II, §2201, Dec. 29, 1987, 101 Stat. 1464; Pub. L. 104-66, title I, §1121(c), Dec. 21, 1995, 109 Stat. 724; Pub. L. 104-324, title VIII, §802(a), Oct. 19, 1996, 110 Stat. 3944.)

REFERENCES IN TEXT

For effective date of this section, referred to in subsecs. (a) and (b), see section 2002 of Pub. L. 100-220, set

out as an Effective Date of 1987 Amendment note under section 1901 of this title.

The Act to Prevent Pollution from Ships, referred to in subsec. (a), is Pub. L. 96-478, Oct. 21, 1980, 94 Stat. 2297, as amended, which is classified principally to this chapter (§1901 et seq.). For complete classification of this Act to the Code, see Short Title note set out under section 1901 of this title and Tables.

CODIFICATION

Section was formerly set out as a note under section 1902 of this title.

Section was enacted as part of the Marine Plastic Pollution Research and Control Act of 1987 and as part of the United States-Japan Fishery Agreement Approval Act of 1987, and not as part of the Act to Prevent Pollution from Ships which comprises this chapter.

AMENDMENTS

1996—Subsec. (a). Pub. L. 104-324 struck out “for a period of 6 years” after “triennially thereafter” and inserted “and, not later than 1 year after October 19, 1996, and annually thereafter, shall publish in the Federal Register a list of the enforcement actions taken against any domestic or foreign ship (including any commercial or recreational ship) pursuant to the Act to Prevent Pollution from Ships (33 U.S.C. 1901 et seq.)” before period at end.

1995—Subsec. (a). Pub. L. 104-66 substituted “triennially” for “biennially”.

TRANSFER OF FUNCTIONS

For transfer of authorities, functions, personnel, and assets of the Coast Guard, including the authorities and functions of the Secretary of Transportation relating thereto, to the Department of Homeland Security, and for treatment of related references, see sections 468(b), 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

§ 1914. Transferred

Section, Pub. L. 100-220, title II, §2203, Dec. 29, 1987, 101 Stat. 1466; Pub. L. 104-324, title VIII, §802(b), Oct. 19, 1996, 110 Stat. 3944; Pub. L. 109-449, §5(a), Dec. 22, 2006, 120 Stat. 3337, was redesignated section 5 of Pub. L. 109-449 and transferred to section 1954 of this title.

§ 1915. Repealed. Pub. L. 112-213, title VI, § 604(d), Dec. 20, 2012, 126 Stat. 1577

Section, Pub. L. 100-220, title II, §2204, Dec. 29, 1987, 101 Stat. 1466; Pub. L. 104-324, title VIII, §802(c), Oct. 19, 1996, 110 Stat. 3945, related to creation of a plastic pollution public education program.

CHAPTER 33A—MARINE DEBRIS RESEARCH, PREVENTION, AND REDUCTION

Sec.	Purpose.
1951.	NOAA Marine Debris Program.
1952.	Coast Guard program.
1953.	Coordination.
1954.	Federal information clearinghouse.
1955.	Definitions.
1956.	Relationship to Outer Continental Shelf Lands Act.
1957.	Authorization of appropriations.
1958.	

§ 1951. Purpose

The purpose of this chapter is to address the adverse impacts of marine debris on the United States economy, the marine environment, and navigation safety through the identification, determination of sources, assessment, prevention, reduction, and removal of marine debris.

(Pub. L. 109-449, §2, Dec. 22, 2006, 120 Stat. 3333; Pub. L. 112-213, title VI, §603, Dec. 20, 2012, 126 Stat. 1576.)

AMENDMENTS

2012—Pub. L. 112-213 amended section generally. Prior to amendment, text read as follows: “The purposes of this chapter are—

“(1) to help identify, determine sources of, assess, reduce, and prevent marine debris and its adverse impacts on the marine environment and navigation safety;

“(2) to reactivate the Interagency Marine Debris Coordinating Committee; and

“(3) to develop a Federal marine debris information clearinghouse.”

SHORT TITLE OF 2012 AMENDMENT

Pub. L. 112-213, title VI, §601, Dec. 20, 2012, 126 Stat. 1576, provided that: “This title [amending this section and sections 1952 to 1956 of this title, transferring section 1914 of this title to section 1954 of this title, repealing sections 1915 and 1954 of this title, and amending provisions set out as a note under this section] may be cited as the ‘Marine Debris Act Amendments of 2012’.”

SHORT TITLE

Pub. L. 109-449, §1, Dec. 22, 2006, 120 Stat. 3333, as amended by Pub. L. 112-213, title VI, §602(a), Dec. 20, 2012, 126 Stat. 1576, provided that: “This Act [enacting and amending this chapter] may be cited as the ‘Marine Debris Act’.”

§ 1952. NOAA Marine Debris Program

(a) Establishment of Program

There is established, within the National Oceanic and Atmospheric Administration, a Marine Debris Program to identify, determine sources of, assess, prevent, reduce, and remove marine debris and address the adverse impacts of marine debris on the economy of the United States, the marine environment, and navigation safety.

(b) Program components

The Administrator, acting through the Program and subject to the availability of appropriations, shall—

(1) identify, determine sources of, assess, prevent, reduce, and remove marine debris, with a focus on marine debris posing a threat to living marine resources and navigation safety;

(2) provide national and regional coordination to assist States, Indian tribes, and regional organizations in the identification, determination of sources, assessment, prevention, reduction, and removal of marine debris;

(3) undertake efforts to reduce the adverse impacts of lost and discarded fishing gear on living marine resources and navigation safety, including—

(A) research and development of alternatives to gear posing threats to the marine environment and methods for marking gear used in certain fisheries to enhance the tracking, recovery, and identification of lost and discarded gear; and

(B) the development of effective non-regulatory measures and incentives to cooperatively reduce the volume of lost and discarded fishing gear and to aid in gear recovery;

(4) undertake outreach and education activities for the public and other stakeholders on

sources of marine debris, threats associated with marine debris, and approaches to identifying, determining sources of, assessing, preventing, reducing, and removing marine debris and its adverse impacts on the United States economy, the marine environment, and navigation safety, including outreach and education activities through public-private initiatives; and

(5) develop, in consultation with the Interagency Committee, interagency plans for the timely response to events determined by the Administrator to be severe marine debris events, including plans to—

(A) coordinate across agencies and with relevant State, tribal, and local governments to ensure adequate, timely, and efficient response;

(B) assess the composition, volume, and trajectory of marine debris associated with a severe marine debris event; and

(C) estimate the potential impacts of a severe marine debris event, including economic impacts on human health, navigation safety, natural resources, tourism, and livestock, including aquaculture.

(c) Grants, cooperative agreements, and contracts

(1) In general

The Administrator, acting through the Program, shall enter into cooperative agreements and contracts and provide financial assistance in the form of grants for projects to accomplish the purpose set forth in section 1951 of this title.

(2) Grant cost sharing requirement

(A) In general

Except as provided in subparagraph (B), Federal funds for any grant under this section may not exceed 50 percent of the total cost of such project. For purposes of this subparagraph, the non-Federal share of project costs may be provided by in-kind contributions and other noncash support.

(B) Waiver

The Administrator may waive all or part of the matching requirement under subparagraph (A) if the Administrator determines that no reasonable means are available through which applicants can meet the matching requirement and the probable benefit of such project outweighs the public interest in such matching requirement.

(3) Amounts paid and services rendered under consent

(A) Consent decrees and orders

If authorized by the Administrator or the Attorney General, as appropriate, the non-Federal share of the cost of a project carried out under this chapter may include money paid pursuant to, or the value of any in-kind service performed under, an administrative order on consent or judicial consent decree that will remove or prevent marine debris.

(B) Other decrees and orders

The non-Federal share of the cost of a project carried out under this chapter may

not include any money paid pursuant to, or the value of any in-kind service performed under, any other administrative order or court order.

(4) Eligibility

Any State, local, or tribal government whose activities affect research or regulation of marine debris, and any institution of higher education, nonprofit organization, or commercial organization with expertise in a field related to marine debris, is eligible to submit to the Administrator a marine debris proposal under the grant program.

(5) Project review and approval

The Administrator shall—

(A) review each marine debris project proposal to determine if it meets the grant criteria and supports the goals of this chapter;

(B) after considering any written comments and recommendations based on the review, approve or disapprove the proposal; and

(C) provide notification of that approval or disapproval to the person who submitted the proposal.

(6) Project reporting

Each grantee under this section shall provide periodic reports as required by the Administrator. Each report shall include all information required by the Administrator for evaluating the progress and success in meeting its stated goals, and impact of the grant activities on the marine debris problem.

(Pub. L. 109-449, § 3, Dec. 22, 2006, 120 Stat. 3333; Pub. L. 112-213, title VI, § 604(a)-(c), Dec. 20, 2012, 126 Stat. 1576, 1577.)

AMENDMENTS

2012—Pub. L. 112-213, § 604(a)(1), struck out “Prevention and Removal” before “Program” in section catchline.

Subsec. (a). Pub. L. 112-213, § 604(a)(2), substituted “Program to identify, determine sources of, assess, prevent, reduce, and remove marine debris and address the” for “Prevention and Removal Program to reduce and prevent the occurrence and” and “marine debris on the economy of the United States, the marine environment, and” for “marine debris on the marine environment and”.

Subsec. (b). Pub. L. 112-213, § 604(b), amended subsec. (b) generally. Prior to amendment, subsec. (b) described components of the Marine Debris Prevention and Removal Program.

Subsec. (c)(1). Pub. L. 112-213, § 604(c)(1), substituted “section 1951” for “section 1951(1)”.

Subsec. (c)(5) to (7). Pub. L. 112-213, § 604(c)(2), (3), redesignated pars. (6) and (7) as (5) and (6), respectively, and struck out former par. (5) which required the Administrator to promulgate necessary guidelines for implementation of the grant program within 180 days after Dec. 22, 2006.

§ 1953. Coast Guard program

The Commandant of the Coast Guard, in consultation with the Interagency Committee, shall—

(1) take actions to reduce violations of and improve implementation of MARPOL Annex V and the Act to Prevent Pollution from Ships (33 U.S.C. 1901 et seq.) with respect to the discard of plastics and other garbage from vessels;

(2) take actions to cost-effectively monitor and enforce compliance with MARPOL Annex V and the Act to Prevent Pollution from Ships (33 U.S.C. 1901 et seq.), including through cooperation and coordination with other Federal and State enforcement programs;

(3) take actions to improve compliance with requirements under MARPOL Annex V and section 6 of the Act to Prevent Pollution from Ships (33 U.S.C. 1905) that all United States ports and terminals maintain and monitor the adequacy of receptacles for the disposal of plastics and other garbage, including through promoting voluntary government-industry partnerships;

(4) develop and implement a plan, in coordination with industry and recreational boaters, to improve ship-board waste management, including recordkeeping, and access to waste reception facilities for ship-board waste;

(5) take actions to improve international cooperation to reduce marine debris; and

(6) establish a voluntary reporting program for commercial vessel operators and recreational boaters to report incidents of damage to vessels and disruption of navigation caused by marine debris, and observed violations of laws and regulations relating to the disposal of plastics and other marine debris.

(Pub. L. 109-449, § 4, Dec. 22, 2006, 120 Stat. 3335; Pub. L. 112-213, title VI, § 605, Dec. 20, 2012, 126 Stat. 1578.)

REFERENCES IN TEXT

The Act to Prevent Pollution from Ships, referred to in pars. (1) and (2), is Pub. L. 96-478, Oct. 21, 1980, 94 Stat. 2297, which is classified principally to chapter 33 (§1901 et seq.) of this title. For complete classification of this Act to the Code, see Short Title note set out under section 1901 of this title and Tables.

AMENDMENTS

2012—Pub. L. 112-213 struck out subsec. (a) designation and heading “Strategy” and struck out subssecs. (b) and (c) which required reports on the Coast Guard’s progress in implementing former subsec. (a) and on the effectiveness of international and national measures to prevent and reduce marine debris and its impact.

§ 1954. Coordination

(a) Establishment of Interagency Marine Debris Coordinating Committee

There is established an Interagency Marine Debris Coordinating Committee to coordinate a comprehensive program of marine debris research and activities among Federal agencies, in cooperation and coordination with non-governmental organizations, industry, universities, and research institutions, States, Indian tribes, and other nations, as appropriate.

(b) Membership

The Committee shall include a senior official from—

(1) the National Oceanic and Atmospheric Administration, who shall serve as the Chairperson of the Committee;

(2) the Environmental Protection Agency;

(3) the United States Coast Guard;

(4) the United States Navy; and

(5) such other Federal agencies that have an interest in ocean issues or water pollution pre-

vention and control as the Secretary of Commerce determines appropriate.

(c) Meetings

The Committee shall meet at least twice a year to provide a public, interagency forum to ensure the coordination of national and international research, monitoring, education, and regulatory actions addressing the persistent marine debris problem.

(d) Monitoring

The Secretary of Commerce, acting through the Administrator of the National Oceanic and Atmospheric Administration, in cooperation with the Administrator of the Environmental Protection Agency, shall utilize the marine debris data derived under title V of the Marine Protection, Research, and Sanctuaries Act of 1972 (33 U.S.C. 2801 et seq.) to assist—

(1) the Committee in ensuring coordination of research, monitoring, education and regulatory actions; and

(2) the United States Coast Guard in assessing the effectiveness of the Marine Plastic Pollution Research and Control Act of 1987 and the Act to Prevent Pollution from Ships [33 U.S.C. 1901 et seq.] in ensuring compliance under section 2201 of the Marine Plastic Pollution Research and Control Act of 1987 [33 U.S.C. 1913].

(e) Biennial progress reports

Biennially, the Committee, through the Chairperson, shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure and the Committee on Natural Resources of the House of Representatives a report that evaluates United States and international progress in meeting the purpose of this chapter. The report shall include—

(1) the status of implementation of any recommendations and strategies of the Committee and analysis of their effectiveness;

(2) a summary of the marine debris inventory to be maintained by the National Oceanic and Atmospheric Administration;

(3) a review of the National Oceanic and Atmospheric Administration program authorized by section 1952 of this title, including projects funded and accomplishments relating to reduction and prevention of marine debris;

(4) a review of Coast Guard programs and accomplishments relating to marine debris removal, including enforcement and compliance with MARPOL requirements; and

(5) estimated Federal and non-Federal funding provided for marine debris and recommendations for priority funding needs.

(Pub. L. 109-449, § 5, formerly Pub. L. 100-220, title II, § 2203, Dec. 29, 1987, 101 Stat. 1466; Pub. L. 104-324, title VIII, § 802(b), Oct. 19, 1996, 110 Stat. 3944; Pub. L. 109-449, § 5(a), Dec. 22, 2006, 120 Stat. 3337; renumbered Pub. L. 109-449, § 5, and amended Pub. L. 112-213, title VI, § 606(a)(1), (2), (b), Dec. 20, 2012, 126 Stat. 1578.)

REFERENCES IN TEXT

The Marine Protection, Research, and Sanctuaries Act of 1972, referred to in subsec. (d), is Pub. L. 92-532, Oct. 23, 1972, 86 Stat. 1052. Title V of the Act, popularly

known as the National Coastal Monitoring Act, is classified generally to chapter 41 (§ 2801 et seq.) of this title. For complete classification of title V to the Code, see Short Title note set out under section 2801 of this title and Tables.

The Marine Plastic Pollution Research and Control Act of 1987, referred to in subsec. (d)(2), is Pub. L. 100-220, title II, Dec. 29, 1987, 101 Stat. 1460. For complete classification of this Act to the Code, see Short Title of 1987 Amendment note set out under section 1901 of this title and Tables.

The Act to Prevent Pollution from Ships, referred to in subsec. (d)(2), is Pub. L. 96-478, Oct. 21, 1980, 94 Stat. 2297, which is classified principally to chapter 33 (§ 1901 et seq.) of this title. For complete classification of this Act to the Code, see Short Title note set out under section 1901 of this title and Tables.

CODIFICATION

Former section 1954(c)(2) of this title, which was transferred and redesignated as subsec. (e) of this section by Pub. L. 112-213, title VI, § 606(b)(1), Dec. 20, 2012, 126 Stat. 1578, was based on Pub. L. 109-449, § 5(c)(2), Dec. 22, 2006, 120 Stat. 3338.

Section was formerly section 2203 of Pub. L. 100-220 and was classified to section 1914 of this title.

PRIOR PROVISIONS

A prior section 5 of Pub. L. 109-449, Dec. 22, 2006, 120 Stat. 3337, which related to interagency coordination to address problems of marine debris, was classified to this section prior to repeal by Pub. L. 112-213, title VI, § 606(a)(1), Dec. 20, 2012, 126 Stat. 1578. Subsec. (a) of such prior section 5 of Pub. L. 109-449 amended section 2203 of Pub. L. 100-220, which was renumbered as a new section 5 of Pub. L. 109-449 by Pub. L. 112-213 and was transferred to this section.

AMENDMENTS

2012—Subsec. (d)(2). Pub. L. 112-213, § 606(a)(2), substituted “the Marine Plastic Pollution Research and Control Act of 1987” for “this Act” and inserted “of the Marine Plastic Pollution Research and Control Act of 1987” after “section 2201”.

Subsec. (e). Pub. L. 112-213, § 606(b)(2), in heading, substituted “Biennial progress reports” for “Annual progress reports” and in text, substituted “Biennially” for “Not later than 3 years after December 22, 2006, and biennially thereafter” and “Chairperson” for “chairperson”, inserted “Natural” before “Resources”, and struck out “Interagency” before “Committee, through” and before “Committee and”, redesignated subpars. (A) to (E) as pars. (1) to (5), respectively, and realigned margins.

Pub. L. 112-213, § 606(b)(1), transferred subsec. (c)(2) of former section 1954 of this title and redesignated it as subsec. (e) of this section. See Codification note above.

2006—Subsec. (a). Pub. L. 109-449, § 5(a)(1), added subsec. (a) and struck out former subsec. (a). Text read as follows: “The Secretary of Commerce shall establish a Marine Debris Coordinating Committee.”

Subsec. (c). Pub. L. 109-449, § 5(a)(2), inserted “public, interagency” before “forum”.

1996—Pub. L. 104-324 amended section generally. Prior to amendment, section read as follows: “Not later than September 30, 1988, the Secretary of Commerce shall submit to the Congress a report on the effects of plastic materials on the marine environment. The report shall—

“(1) identify and quantify the harmful effects of plastic materials on the marine environment;

“(2) assess the specific effects of plastic materials on living marine resources in the marine environment;

“(3) identify the types and classes of plastic materials that pose the greatest potential hazard to living marine resources;

“(4) analyze, in consultation with the Director of the National Bureau of Standards, plastic materials

which are claimed to be capable of reduction to environmentally benign submits under the action of normal environmental forces (including biological decomposition, photodegradation, and hydrolysis); and

“(5) recommend legislation which is necessary to prohibit, tax, or regulate sources of plastic materials that enter the marine environment.”

TRANSFER OF FUNCTIONS

For transfer of authorities, functions, personnel, and assets of the Coast Guard, including the authorities and functions of the Secretary of Transportation relating thereto, to the Department of Homeland Security, and for treatment of related references, see sections 468(b), 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

§ 1955. Federal information clearinghouse

The Administrator, in coordination with the Interagency Committee, shall—

(1) maintain a Federal information clearinghouse on marine debris that will be available to researchers and other interested persons to improve marine debris source identification, data sharing, and monitoring efforts through collaborative research and open sharing of data; and

(2) take the necessary steps to ensure the confidentiality of such information (especially proprietary information), for any information required by the Administrator to be submitted under this section.

(Pub. L. 109-449, § 6, Dec. 22, 2006, 120 Stat. 3338; Pub. L. 112-213, title VI, § 607, Dec. 20, 2012, 126 Stat. 1578.)

AMENDMENTS

2012—Par. (2). Pub. L. 112-213 struck out “by the fishing industry” after “to be submitted”.

§ 1956. Definitions

In this chapter:

(1) Administrator

The term “Administrator” means the Administrator of the National Oceanic and Atmospheric Administration.

(2) Interagency Committee

The term “Interagency Committee” means the Interagency Marine Debris Coordinating Committee established under section 1954 of this title.

(3) Marine debris

The term “marine debris” means any persistent solid material that is manufactured or processed and directly or indirectly, intentionally or unintentionally, disposed of or abandoned into the marine environment or the Great Lakes.

(4) MARPOL; Annex V; Convention

The terms “MARPOL”, “Annex V”, and “Convention” have the meaning given those terms under section 1901(a) of this title.

(5) Program

The term “Program” means the Marine Debris Program established under section 1952 of this title.

(6) Severe marine debris event

The term “severe marine debris event” means atypically large amounts of marine de-

bris caused by a natural disaster, including a tsunami, flood, landslide, or hurricane, or other source.

(7) State

The term “State” means—

(A) any State of the United States that is impacted by marine debris within its seaward or Great Lakes boundaries;

(B) the District of Columbia;

(C) American Samoa, Guam, the Northern Mariana Islands, Puerto Rico, and the Virgin Islands; and

(D) any other territory or possession of the United States, or separate sovereign in free association with the United States, that is impacted by marine debris within its seaward boundaries.

(Pub. L. 109-449, § 7, Dec. 22, 2006, 120 Stat. 3338; Pub. L. 112-213, title VI, § 608, Dec. 20, 2012, 126 Stat. 1578.)

AMENDMENTS

2012—Par. (2). Pub. L. 112-213, § 608(1), substituted “section 1954 of this title” for “section 1914 of this title”.

Par. (3). Pub. L. 112-213, § 608(2), added par. (3) and struck out former par. (3). Prior to amendment, text read as follows: “The term ‘United States exclusive economic zone’ means the zone established by Presidential Proclamation Numbered 5030, dated March 10, 1983, including the ocean waters of the areas referred to as ‘eastern special areas’ in article 3(1) of the Agreement between the United States of America and the Union of Soviet Socialist Republics on the Maritime Boundary, signed June 1, 1990.”

Par. (5). Pub. L. 112-213, § 608(3)–(5), redesignated par. (7) as (5), struck out “Prevention and Removal” before “Program”, and struck out former par. (5). Prior to amendment, text of par. (5) read as follows: “The term ‘navigable waters’ means waters of the United States, including the territorial sea.”

Par. (6). Pub. L. 112-213, § 608(6), added par. (6) and struck out former par. (6). Prior to amendment, text read as follows: “The term ‘territorial sea’ means the waters of the United States referred to in Presidential Proclamation No. 5928, dated December 27, 1988.”

Pars. (7), (8). Pub. L. 112-213, § 608(7), redesignated par. (8) as (7). Former par. (7) redesignated (5).

§ 1957. Relationship to Outer Continental Shelf Lands Act

Nothing in this chapter supersedes, or limits the authority of the Secretary of the Interior under, the Outer Continental Shelf Lands Act (43 U.S.C. 1331 et seq.).

(Pub. L. 109-449, § 8, Dec. 22, 2006, 120 Stat. 3339.)

REFERENCES IN TEXT

This chapter, referred to in text, was in the original “this Act”, meaning Pub. L. 109-449, Dec. 22, 2006, 120 Stat. 3333, which is classified generally to this chapter. For complete classification of this Act to the Code, see Short Title note set out under section 1951 of this title and Tables.

The Outer Continental Shelf Lands Act, referred to in text, is act Aug. 7, 1953, ch. 345, 67 Stat. 462, which is classified generally to subchapter III (§1331 et seq.) of chapter 29 of Title 43, Public Lands. For complete classification of this Act to the Code, see Short Title note set out under section 1301 of Title 43 and Tables.

§ 1958. Authorization of appropriations

There are authorized to be appropriated for each fiscal year 2006 through 2010—

(1) to the Administrator for carrying out sections 1952 and 1955 of this title, \$10,000,000, of which no more than 10 percent may be for administrative costs; and

(2) to the Secretary of the Department in which the Coast Guard is operating, for the use of the Commandant of the Coast Guard in carrying out section 1953 of this title, \$2,000,000, of which no more than 10 percent may be used for administrative costs.

(Pub. L. 109-449, §9, Dec. 22, 2006, 120 Stat. 3339.)

CHAPTER 34—INLAND NAVIGATIONAL RULES

SUBCHAPTER I—RULES

2001 to 2038. Repealed.

SUBCHAPTER II—MISCELLANEOUS PROVISIONS

- 2071. Inland navigation rules.
- 2072. Violations of Inland Navigational Rules.
- 2073. Navigation Safety Advisory Council.

SUBCHAPTER I—RULES

§§ 2001 to 2038. Repealed. Pub. L. 108-293, title III, §303(a), (c), Aug. 9, 2004, 118 Stat. 1042

Section 2001, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3415; Pub. L. 102-241, §21(1), Dec. 19, 1991, 105 Stat. 2217; Pub. L. 102-587, title V, §5206(1), Nov. 4, 1992, 106 Stat. 5074, related to Rule 1, application of rules for navigation of inland waters of the United States and Canadian waters of the Great Lakes.

Section 2002, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3416, related to Rule 2, responsibility for compliance and departure from rules to avoid immediate danger.

Section 2003, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3416; Pub. L. 100-448, §14(1), Sept. 28, 1988, 102 Stat. 1844, related to Rule 3, definitions.

Section 2004, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3417, related to Rule 4, application of steering and sailing rules in any condition of visibility.

Section 2005, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3418, related to Rule 5, proper look-out.

Section 2006, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3418, related to Rule 6, safe speed.

Section 2007, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3418, related to Rule 7, risk of collision.

Section 2008, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3419; Pub. L. 102-241, §21(2), Dec. 19, 1991, 105 Stat. 2217, related to Rule 8, action to avoid collision.

Section 2009, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3419; Pub. L. 104-324, title VII, §701(1), Oct. 19, 1996, 110 Stat. 3932, related to Rule 9, narrow channels.

Section 2010, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3420; Pub. L. 102-587, title V, §5206(2), Nov. 4, 1992, 106 Stat. 5074, related to Rule 10, traffic separation schemes.

Section 2011, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3420, related to Rule 11, application of rules of conduct of vessels in sight of one another.

Section 2012, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3420, related to Rule 12, sailing vessels in sight of one another.

Section 2013, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3420, related to Rule 13, overtaking vessels in sight of one another.

Section 2014, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3421; Pub. L. 98-557, §16(c), Oct. 30, 1984, 98 Stat. 2867, related to Rule 14, head-on situations for vessels in sight of one another.

Section 2015, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3421; Pub. L. 104-324, title VII, §701(2), Oct. 19, 1996, 110 Stat. 3932, related to Rule 15, crossing situations for vessels in sight of one another.

Section 2016, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3421, related to Rule 16, action by give-way vessels in sight of one another.

Section 2017, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3421, related to Rule 17, action by stand-on vessels in sight of one another.

Section 2018, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3422, related to Rule 18, responsibilities between vessels in sight of one another.

Section 2019, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3422, related to Rule 19, conduct of vessels not in sight of one another in restricted visibility.

Section 2020, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3423, related to Rule 20, application of rules concerning lights and shapes.

Section 2021, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3423, related to Rule 21, definitions of lights and shapes.

Section 2022, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3424, related to Rule 22, visibility of lights.

Section 2023, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3424; Pub. L. 104-324, title VII, §701(3), Oct. 19, 1996, 110 Stat. 3932, related to Rule 23, lights of power-driven vessels underway.

Section 2024, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3425; Pub. L. 98-557, §16(b)(1), Oct. 30, 1984, 98 Stat. 2866; Pub. L. 104-324, title VII, §701(4), Oct. 19, 1996, 110 Stat. 3932, related to Rule 24, lights and shapes of vessels towing or pushing another vessel.

Section 2025, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3426, related to Rule 25, lights and shapes of sailing vessels underway and vessels under oars.

Section 2026, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3427; Pub. L. 104-324, title VII, §701(5), Oct. 19, 1996, 110 Stat. 3933, related to Rule 26, lights and shapes of fishing vessels.

Section 2027, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3427; Pub. L. 100-448, §14(2), (3), Sept. 28, 1988, 102 Stat. 1844, related to Rule 27, lights and shapes of vessels not under command or restricted in their ability to maneuver.

Section 2028 was reserved for Rule 28.

Section 2029, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3428, related to Rule 29, lights and shapes of pilot vessels.

Section 2030, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3429, related to Rule 30, lights and shapes of anchored vessels and vessels aground.

Section 2031, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3429, related to Rule 31, lights and shapes of seaplanes.

Section 2032, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3429, related to Rule 32, definitions of sound signals.

Section 2033, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3430, related to Rule 33, equipment for sound signals.

Section 2034, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3430; Pub. L. 104-324, title VII, §701(6), Oct. 19, 1996, 110 Stat. 3933, related to Rule 34, maneuvering and warning signals.

Section 2035, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3431, related to Rule 35, sound signals in restricted visibility.

Section 2036, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3432, related to Rule 36, signals to attract attention.

Section 2037, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3432, related to Rule 37, distress signals.

Section 2038, Pub. L. 96-591, §2, Dec. 24, 1980, 94 Stat. 3432, related to Rule 38, exemptions.

EFFECTIVE DATE OF REPEAL

Pub. L. 108-293, title III, §303(a), (c), Aug. 9, 2004, 118 Stat. 1042, provided that the repeal of this subchapter by section 303(a) is effective on the effective date of final regulations prescribed by the Secretary of the Department in which the Coast Guard is operating under section 2071 of this title. Repeal effective May 17, 2010, and Inland Navigation Rules moved to 33 CFR part 83. See 75 F.R. 19544, Apr. 15, 2010.

SHORT TITLE

Pub. L. 96-591, §1, Dec. 24, 1980, 94 Stat. 3415, provided: "That this Act [enacting this chapter, amending sections 151, 1604, 1605, and 1608 of this title, repealing sections 154 to 159, 171 to 183, 191, 192, 201 to 213, 221, 222,